

MINUTES
OF THE
REGULAR MEETING
CLAYTON CITY COUNCIL

TUESDAY, December 15, 2020

1. **CALL TO ORDER THE CITY COUNCIL** – The meeting was recalled to order at 7:00 p.m. by Mayor Wolfe on a virtual web meeting and telephonically (877) 853-5257. Councilmembers present: Mayor Wolfe, Vice Mayor Cloven, and Councilmembers Diaz, Tillman, and Wan. Councilmembers absent: None. Staff present: City Manager Reina Schwartz, Community Development Director Matthew Feske, Assistant to the City Manager Laura Hoffmeister, City Attorney Mala Subramanian, and City Clerk/HR Manager Janet Calderon.

2. **PLEDGE OF ALLEGIANCE** – led by Councilmember Diaz.

3. **CONSENT CALENDAR**

Councilmember Diaz requested a future item in establishing a procedure for purchasing gifts for outgoing Councilmembers.

Councilmember Wan also requested the City Attorney to research the limitations on the use of Public Funds for such items.

It was moved by Vice Mayor Cloven, seconded by Councilmember Wan, to approve the Consent Calendar items 3(a) – 3(e) as submitted. (Passed 5-0; vote).

- (a) **Information Only** – No Action Requested.
 1. Notification by Contra Costa Water District (CCWD) of its public hearing on January 6, 2021 to consider annual rate increase of up to 3.75%. (Assistant to the City Manager)
 2. Contra Costa County Library's announcement of its holiday closures for operation of the Clayton Community Library in 2021. (Assistant to the City Manager)
- (b) Approved the minutes of the City Council's regular meeting of December 1, 2020. (City Clerk)
- (c) Approved the Financial Demands and Obligations of the City. (Finance)
- (d) Adopted Resolution No. 59-2020 the Public Records Retention Schedule. (City Clerk)
- (e) Confirmed Mayoral Reappointment of Peggie Howell to the Board of Trustees Contra Costa Mosquito and Vector Control District as Clayton's representative for the term January 1, 2021 to December 31, 2022.

Mayor Wolfe welcomed new City Manager Reina Schwartz.

City Manager Schwartz stated she is delighted to serve the City Council and the City of Clayton.

4. RECOGNITIONS AND PRESENTATIONS – None.

5. REPORTS

- (a) Planning Commission – Commissioner Bassam Altwal stated at the Commission's meeting of December 8, 2020, there was a Public Hearing to Review and Consider the Eighteen Residential-Lot Planned Development Project Initial Study/Mitigated Negative Declaration, Zoning Map Amendment, Vesting Tentative Residential Subdivision Map, Development Plan, and Tree Removal Permit located on Mitchell Canyon Road. The Planning Commission recommended approval 3-1 to the City Council.

- (b) Trails and Landscaping Committee – No meeting held.

- (c) City Manager/Staff

City Manager Reina Schwartz announced County Connection will be holding a Public Hearing in January regarding a possible reduction in service. Clayton City Hall remote services closures will take place December 24, 2020 through January 1, 2021. Offices are currently closed to in-person services due to COVID stay at home directives.

- (d) City Council - Reports from Council liaisons to Regional Committees, Commissions and Boards.

Councilmember Diaz attended the virtual Contra Costa County Mayors' Conference, and the East Bay Regional Communications Services Authority Board meeting. Councilmember Diaz read twenty-nine (29) letters from concerned citizens regarding the recent Clayton City Council reorganization.

Councilmember Tillman attended the virtual Clayton Business and Community Association meeting, is collaborating with local youth in the area who will be putting on a series of forums in 2021 where she was asked to participate; emailed and called constituents.

Councilmember Wan thanked the Clayton community for their support and requested to move past the issue of the Clayton City Council reorganization.

Vice Mayor Cloven attended the virtual Contra Costa County Mayors' Conference, attended a virtual meeting of Transportation Partnership and Cooperation for Central Contra Costa (TRANSPAC), spoke with various representatives throughout California regarding local control, and announced upcoming trainings he will be attending for his new role on the Clayton City Council.

Mayor Wolfe attended the virtual Annual Tree Lighting, attended the Contra Costa County Mayors' Conference, attended the virtual meeting of Transportation Partnership and Cooperation for Central Contra Costa (TRANSPAC), attended the virtual League of California Cities mixer, attended the virtual East Contra Costa County Habitat Conservancy, met with various City staff members, City Council members and legal counsel, emailed constituents, and announced upcoming trainings he will be attending as Clayton Mayor.

Keith Haydon Clayton's representative Central Contra Costa Transit Authority (CCCTA) [aka: County Connection] confirmed County Connection will be holding a Public Hearing on January 5 to discuss possible reduction of service based on a reduction of funding sources.

6. PUBLIC COMMENT ON NON - AGENDA ITEMS

Debbie DeSousa expressed her disappointment with Mayor Wolfe, Vice Mayor Cloven, and Councilmember Tillman with the recent Clayton City Council reorganization and felt there may have been a Brown Act violation.

Mayor Wolfe confirmed there was not a Brown Act violation in regards to the City Council reorganization.

Jenny Lewis expressed her concerns regarding *Clayton Municipal Code* Section 17.95.020; 17.95.030(b) regarding cannabis.

City Attorney Mala Subramanian advised the Ordinance is in compliance, prohibiting commercial uses, allowing for personal use up to 6 plants.

Ed Miller noticed the protest today at Vice Mayor Cloven's home and was disappointed to see this in Clayton. He also wanted to recognize Councilmember Wan's civility.

Frank Gavidia expressed his support of Councilmember Wan's decision. He has also noted he was passed over on the Planning Commission when he should have been routed to Vice Chair.

Bassam Altwal expressed his concern with Councilmember Wan and Councilmember Diaz. He also expressed his support of Mayor Wolfe, Vice Mayor Cloven and Councilmember Tillman.

Jay Gordon expressed his concerns at Kelok and Kelok Circle and the recently painted red curb with a portion of it being repainted white.

Assistant to the City Manager clarified there was a miscommunication on the length the red curb should be painted; however, it was corrected with the white paint.

Gary Hood, 1301 Easley Drive, expressed his concern regarding the recent Clayton City Council reorganization.

Aaron Levy welcomed City Manager Schwartz, and expressed his concern with the protest that took place earlier today at Vice Mayor Cloven's home. He requested all the City Councilmembers to condemn this type of behavior.

Scott Denslow welcomed City Manager Schwartz. He expressed his concern with the protest that took place earlier today at Vice Mayor Cloven's home.

AJ Chippero welcomed City Manager Schwartz. He expressed his concern with the protest that took place earlier today at Vice Mayor Cloven's home.

Terri Denslow noted being a City Councilmember or Planning Commissioner is largely a volunteer opportunity. She is hopeful that City Councilmembers and Planning Commissioners can find a way to work together.

Mayor Wolfe closed public comment.

7. **PUBLIC HEARINGS** – None.

8. **ACTION ITEMS**

- (a) Considering adoption of a Resolution authorizing the execution of an Energy Services Contract with Climatec, LLC Regarding the Construction of Energy Conservation Measures; and authorizing the City Manager to execute the agreement in a form acceptable to the City Attorney. (City Manager)

City Manager Reina Schwartz requested this item be continued to January 2021.

This item was continued to January 2021.

- (b) Adopt a Resolution authorizing the City Manager to file an application with the California Department of Parks and Recreation's Office of Grants and Local Services (OGAL) to receive funding from the Prop 68 Recreational Infrastructure Revenue Enhancement (RIRE) Program and execute the grant agreement and all other documents necessary to secure the Prop 68 Recreational Infrastructure Revenue Enhancement (RIRE) Program Funds in the amount of \$250,000. (Community Development Director)

Community Development Director Matthew Feske presented the report.

Following questions by City Council, Mayor Wolfe opened the item to public comment; no comments were offered.

It was moved by Councilmember Wan, seconded by Councilmember Diaz, to Adopt Resolution No. 60-2020 Approving Application(s) for Recreational Infrastructure Revenue Enhancement Program Grant Funds. (Passed 5-0; vote).

- (c) Discuss and provide direction to staff or the project(s) for the application for the Per Capita Grant (Prop 68). (Community Development Director)

Community Development Director Matthew Feske presented the report.

Following questions by City Council, Mayor Wolfe opened the item to public comment.

Howard Geller offered a suggestion of using the grant funds to install a stage and shade structure at The Grove park to be used for the annual Concerts in The Grove series.

Mayor Wolfe closed public comment.

It was moved by Councilmember Wan, seconded by Councilmember Diaz, to submit the application for the Per Capita Grant (Prop 68) funds to replace Clayton Community Playground Equipment. (Passed 5-0; vote).

- (d) Select proposal from the responses from the Request for Proposal for Community Engagement for the downtown property by: (1) Authorize allocation from the "Rainy Day" funds in the amount of \$50,000; (2) Award contract to MIG; and (3) Authorize City Manager or her designee to prepare a Professional Service Agreement for the City

owned property located at Clayton Road, Oak Street, and Main Street vision input. APN 118-560-010.

(Community Development Director)

Community Development Director Matthew Feske presented the report.

Following questions by City Council, Mayor Wolfe opened the item to public comment; no comments were offered.

By consensus of the City Council, it was determined to use Downtown Economic Development CIP Fund 10400 for this proposal.

It was moved by Vice Mayor Cloven, seconded by Councilmember Tillman, to Adopt Resolution No. 61-2020 as amended, to Authorize the Allocation of \$50,000 from the; Downtown Economic Development CIP Fund 10400; Award a Contract to MIG to Provide Professional Services for Engaging the Community, which includes Community, which includes Community Meetings and Charrettes, in Visioning of the Downtown Property and Producing an Action Plan, Not to Exceed an Amount of \$50,000 Without City Council Authorization; and Authorize the City Manager or Her Designee to Prepare a Professional Services Agreement as Approved to Form by the City Attorney with MIG to Provide Professional Services for Engaging the Community, Which Includes Community Meetings and Charrettes, in Visioning of the Downtown Property and Producing an Action Plan in an Amount Not to Exceed \$50,000. (Passed 5-0; vote).

- (e) Determination of Council Committee Assignments (Mayor)

Mayor Wolfe presented the report.

Following questions by City Council, Mayor Wolfe opened the item to public comment; no comments were offered.

It was moved by Councilmember Tillman, seconded by Vice Mayor Cloven, to approve the Council Committee Assignments for 2021 as presented. (Passed 4-1; vote; Wan, No).

9. COUNCIL ITEMS

Councilmember Diaz requested a re-issue of the City Council Guidelines and Procedures.

Councilmember Wan requested a review of the Agenda Item order, requesting Public Comment on Non-Agenda Items to occur at the beginning of the meeting. He also requested a change in the *Clayton Municipal Code* regarding Residential Development Requirements of projects with 10 or more units.

10. CLOSED SESSION – None.

11. ADJOURNMENT– on call by Mayor Pierce, the City Council adjourned its meeting at 9:40 p.m.

The next regularly scheduled meeting of the City Council will be January 5, 2021.

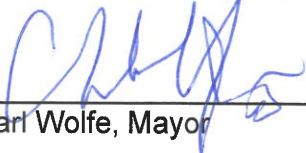
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Respectfully submitted,



Janet Calderon, City Clerk

APPROVED BY THE CLAYTON CITY COUNCIL



Carl Wolfe, Mayor

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Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Tuesday, December 15, 2020 3:44 PM
To: James Diaz
Subject: 12/15 Counsel meeting

Sent from my iPhone

Begin forwarded message:

From: Margaret Eraclio <meraclio@yahoo.com>
Date: December 15, 2020 at 3:36:33 PM PST
To: jdiaz@ci.clayton.ca.us
Subject: 12/15 Counsel meeting
Reply-To: Margaret Eraclio <meraclio@yahoo.com>

Counsellmember Diaz,

We are dissappointed at the divisive action taken by councilmembers Wolfe, Cloven and Tillman at the 12/1 meeting, in which Vice Mayor Jeff Wan was bypassed for the mayoral position. Traditionally, the Vice Mayor ascends to Mayor. We are asking that you read into the record our entire comments at tonight's meeting during the public comments.

Mr Mayor and members of the city council, we are requesting that the city council reverse their decision and appoint Jeff Wan as Mayor.

Jeff Wan has worked tirelessly for our community and deserves to be our Mayor.

The residents of Regency Drive had been dealing with hiking parking problems for years. If it had not been for Jeff Wan, who took the lead in getting our problem on the counsel agenda, we would not have gotten the much needed permit parking program.

Above is just one of the many actions Jeff Wan has taken to enhance the quality of life of Clayton residents.

Again, we request councilmembers to "do the right thing".

Maggie & Paul Eraclio
151 Regency Drive
Sent from Yahoo Mail on Android

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Tuesday, December 15, 2020 3:44 PM
To: James Diaz
Subject: Council Comments

Sent from my iPhone

Begin forwarded message:

From: William Walcutt <wrwalcutt@aol.com>
Date: December 15, 2020 at 1:18:27 PM PST
To: jdiaz@ci.clayton.ca.us
Subject: Council Comments
Reply-To: William Walcutt <wrwalcutt@aol.com>

Councilmember Diaz, I am appalled at the divisive action taken by the Councilmembers Wolfe, Cloven and Tillman at the December 1st meeting and I am asking that you read into record my entire comments at the December 15th meeting during council comments. The Clayton community has a right to know the petty vindictive actions taken against Councilmember Jeff Wan.

Mr. Mayor and members of the city council, as a former Councilmember and Mayor, I am asking that the city council reverse their decision and appoint Jeff Wan as Mayor. The action taken at your December 1st council meeting against Jeff Wan is the most divisive vindictive petty political power grab I have witnessed in the last 40 years. It is a long held tradition and part of council guidelines that the Vice Mayor be appointed as Mayor. It has occurred year after year except for one Vice Mayor that did not win re-election and one Vice Mayor that was convicted of a felony and had to resign. It has also been a long standing tradition that the candidate that gets the highest number of votes be appointed Vice Mayor. These guidelines and traditions are in place for a reason. It is to prevent what just occurred at the December 1st meeting.

Elections always have negative elements, but after the election is over it is time to put petty politics aside and govern. It is time to do what is in the best interest of the council and community. Carl Wolfe, Peter Cloven and Holly Tillman, I know you are not naive enough to think throwing Jeff Wan under the bus was a good idea and this action would somehow bring harmony to the council and the community.

Peter Cloven there were vicious attacks on both sides by your supporters and supporters of the candidates you aligned with during the election. Especially, by two planning commissioners. One even got so aggressive he was slanderous. Should the community hold you accountable for the aggressive actions of your supporters or do your election rules only apply to everyone else?

Jeff Wan was not a candidate, yet you feel he needs to be punished by you for violating the "Cloven Election Doctrine". Sounds pretty self-righteous? How long do these new rules last. Does this now mean that Jim Diaz and Jeff Wan can never be Mayor? Have you established a new rotation policy for Mayor that the mayor can only rotate between you, Holly and Wolfe? How long is Jeff's Sentence-a year, two years or life? Does this mean you cannot support any legislation Jeff proposes or do the your rules only apply to the Mayor position? What happened to forgiveness? A lot of unanswered questions.

Peter Cloven does this mean that anyone who runs for council in the future has to get your permission before they make comments to make sure it passes your mean or unkind rule? Does this mean that if one of their supporters breaks your mean and unkind rule and they win, they are not eligible for Mayor. Does this also mean that the public does not have the right to criticize a member of their governing body. I could of sworn that this is a First Amendment Right. A lot of new rules.

City Council, Jeff Wan deserves better. He is a very popular, well respected and trusted representative and is one of the most intelligent politicians I have seen in this county.

Carl Wolfe, Peter Cloven and Holly Tillman your actions will be your legacy. Please for the good of the community, reverse your decision and appoint Jeff Wan as Mayor. The community is very angry and you have the power to start the healing process. I know the community will forgive you if you, Stop the Divide and Right the Wrong. Unless you do this you should get rid of the "Do The Right Thing" campaign. It is becoming a joke.

Let your consistence be your guide.

Bill Walcutt

3-1

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Tuesday, December 15, 2020 11:24 AM
To: James Diaz
Subject: Office of Mayor

Sent from my iPhone

Begin forwarded message:

From: JEANNE MARSDEN <jeannemarsden@comcast.net>
Date: December 15, 2020 at 9:30:19 AM PST
To: jdiaz@ci.clayton.ca.us
Cc: jwan@ci.clayton.ca.us
Subject: Office of Mayor

Councilman Diaz, I wish to voice my disappointment in the actions of three city council members during the last half of the December 1st city council meeting and ask that you please read my e-mail into the record.

Mr. Mayor and members of the Clayton City Council,

I am requesting that the city council reverse the results of the officer reorganization that occurred during the December 1st city council meeting and appoint Jeff Wan as Mayor for the 2021 term. I believe that the actions taken by the three council members, Mr. Cloven, Ms. Tillman and Mr. Wolfe, installing Mr. Wolfe as Mayor was unfair to Jeff Wan, who was Vice-Mayor at the time. They ignored the tradition of the council to promote the Vice-Mayor to the Mayor position each year during the reorganization of officers. Since Mayor is the highest position in the management of the City, it only makes sense that there be a succession plan in place (either formal or informal) and followed. Mr. Wan was appointed Vice-Mayor in 2020 (nominated by Julie Pierce) with the belief that he would follow Julie Pierce as Mayor in 2021.

Since being elected to the city council in 2018, with the most number of votes, Mr. Wan has become one of the most popular council members because of his transparency and willingness to work with the residents of Clayton to resolve issues as they arise and some that have lingered from the past. There were vague statements made during the last council meeting about how the above mentioned members were disappointed with the atmosphere surrounding the elections. Mr. Cloven stated that he wished to "unite the town and heal the divide" and talked about how he respected Mr. Wan and thought Mr. Wan was qualified to be Mayor and said that he would support his leadership in the future. Mr. Wolfe talked about how the town needed "checks and balances" and "civility" on the city council. But no one directly addressed the reason why Mr. Wan was passed over as Mayor. Were you saying that Mr. Wan divided the town? That he was not civil to the other council members or needed to be monitored for some reason?

I also did not like the atmosphere of the recent campaigns. The "divide" that Mr. Cloven mentioned grew before the elections out of the resident's frustrations that they were not being heard and were being forced to accept inappropriate development projects that were approved by council members in previous terms. Mr. Wan worked to add transparency to the city council deliberations by announcing the city council meetings along with the important agenda items and later giving a summary of the meetings. He worked with residents to try to neutralize the contentious Olivia project, especially with those people who would be directly affected by the project. During his term Mr. Wan has earned the respect of the citizens of Clayton - why does he not have the respect of the three council members mentioned above?

Mr. Wolfe, Mr. Cloven and Ms. Tillman, how do you think shutting out Mr. Wan from the Mayorship will further your promise to the citizens of Clayton to heal the "divide" between residents? I see it as only adding to the atmosphere of negativity. Mr. Cloven and Ms. Tillman, I don't believe you were put into office to, within minutes of being sworn in, upend the traditional succession of leadership of the city council but rather to carefully move forward proving to the residents that you hear them, trying to be as transparent as possible and addressing their needs. This is something that Mr. Wan has already achieved and is therefore the only person qualified to be mayor at this time. Mr. Wolfe, your words and actions during the December 1st meeting showed me that you are not ready to be Mayor at this time.

I want to see a diversity of leadership on the Clayton city council. I hope that during the December 15th city council meeting the above three council members will install Mr. Wan as Mayor for the 2021 term with Mr. Wolfe as Vice-Mayor. It is not too late to "do the right thing."

Respectively yours,
Jeanne Marsden
Oakhurst Drive

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Tuesday, December 15, 2020 11:24 AM
To: James Diaz
Subject: Letter regarding Councilman Wolfe

Sent from my iPhone

Begin forwarded message:

From: Daniel Hummer <danhummer14@gmail.com>
Date: December 15, 2020 at 7:19:26 AM PST
To: Jeff Wan <jwan@ci.clayton.ca.us>
Cc: Jim Diaz <jdiaz@ci.clayton.ca.us>
Subject: Letter regarding Councilman Wolfe

Dear Jeff Wan,

I am absolutely appalled at the divisive action taken by the Councilmembers Wolfe, Cloven and Tillman at the December 1st meeting and I am asking that you read this letter outloud into record at the December 15th meeting during public comment and/or staff comments.

The Clayton community needs you as its mayor, as you have done far better than any other vice mayor or council member keeping us citizens informed and the citizens in mind when making your decisions.

Mr. Mayor and members of the city council I am requesting that the city council reverse their decision and appoint Jeff Wan as Mayor. I believe Mr Wolfe was wrongly appointed, and that the council was wrong and they didn't follow the council guidelines. The town of Clayton has never been more divided than now. Action needs to be taken now and they need to do the right thing.

Best regards,

Dan Hummer
Concerned Citizen of Clayton

5

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Tuesday, December 15, 2020 3:16 AM
To: James Diaz
Subject: Letter to be read at Dec 15th Council Meeting
Attachments: Dear Councilmember Diaz.docx; Untitled attachment 00016.htm

Sent from my iPhone

Begin forwarded message:

From: RANDAL WATERHOUSE <randy.waterhouse@comcast.net>
Date: December 14, 2020 at 10:49:52 PM PST
To: jdiaz@ci.clayton.ca.us
Subject: Letter to be read at Dec 15th Council Meeting

Dear Council Member Diaz ,

We are dismayed and deeply disturbed by the recent actions taken by Council Member Wolfe, and recently elected Council members Cloven and Tillman at the December 1st meeting. Due to COVID and the current shutdown, we are asking that our letter be read aloud in its entirety for the record at the December 15th meeting during public comment and/or staff comments.

We were led to believe through their election messaging, Council members Cloven and Tillman were for uniting our Clayton community. However, their actions at the December 1st meeting did not demonstrate that. As a matter of fact, they did not follow precedence and protocols that have long been established that allow the Vice Mayor to move into the Mayoral position at the first council meeting in December. This was rightly Councilman Jeff Wan's position to fill that Council members Wolfe, Cloven, and Tillman have willfully denied him this well deserved position.

Mr. Mayor and members of the city council, we are demanding that the city council reverse their decision and appoint Jeff Wan as Mayor. Jeff Wan has the experience to be able to lead Clayton. He has learned the protocols and the proper order of conducting a meeting, and he has our confidence. Council Members Wolf and Cloven lack experience to lead our community, and Cloven should not even be considered for the Vice Mayor position until he has served at least a minimum of a year. The town of Clayton has never been more divided. Therefore, action needs to be taken now to unite this community. Please do the right thing.

Best regards,

Randy and Renee Waterhouse

Concerned Citizens of Clayton

6
Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:17 PM
To: James Diaz
Subject: Jeff Wan for Mayor

Sent from my iPhone

Begin forwarded message:

From: "Wiggins, Frith" <Frith.Wiggins@cbnorcal.com>
Date: December 7, 2020 at 6:34:11 PM PST
To: jdiaz@ci.clayton.ca.us
Cc: jwan@ci.clayton.ca.us
Subject: Jeff Wan for Mayor

Dear Councilmember Diaz,

I have followed the mayoral race mostly on NextDoor and I am very surprised and disappointed to hear of the divisive action taken by the Councilmembers Wolfe, Cloven and Tillman at the December 1st meeting and I am asking that you read into record my entire comments at the December 15th meeting during public comment. The Clayton community has a right to know the actions taken against Councilmember Jeff Wan

Mr. Mayor and members of the city council I am requesting that the city council reverse their decision and appoint Jeff Wan as Mayor. Jeff Wan took the time to keep our community informed on all actions being taken by our local politicians. So many of us who live in Clayton are unable to attend meetings but do want to know what is going on in our wonderful community. He spelled everything out in "laypersons" terms so that, after living in Clayton for over 9 years, I finally felt I had some insight into what happened in the meetings and the topics discussed etc. and not just his personal point of view. He provided us with information/data for our community for us all to absorb and learn from. His manner was calm, open, honest and wise, I think he would be an amazing asset to our community as Mayor. His take on the items he presented to us was so refreshing that I began to also follow him on Facebook. I was certain he would be appointed Mayor! I hope that the decision can be reversed! Thank you for taking the time to read.

Sincerely,

Frith Wiggins
Kenston Drive

**Wire Fraud is Real*. Before wiring any money, call the intended recipient at a number you know is valid to confirm the instructions. Additionally, please note that the sender does not have authority to bind a party to a real estate contract via written or verbal communication.*



Jim Diaz

From: James Diaz <jimdiaz2002@pacbell.net>
Sent: Monday, December 14, 2020 8:15 PM
To: James Diaz
Subject: city council jeff for mayor

Sent from my iPhone

Begin forwarded message:

From: arlene@arleneskuba.com
Date: December 14, 2020 at 11:50:06 AM PST
To: jimdiaz2002@pacbell.net
Subject: city council jeff for mayor

DEAR JIM DIAZ

I AM SHOCKED AT THE DECISION OF THE CLAYTON CITY COUNCIL NOT TO HAVE OUR VICE MAYOR JEFF WAN MOVE UP TO MAYOR JUST LIKE EVERY OTHER VICE MAYOR HAS MOVED INTO THE SPOT OF MAYOR. STOP THE DIVIDE AND DO THE RIGHT THING. JEFF WAN HAS WORKED SO HARD ON THE COUNCIL TO PROVIDE THE CLAYTON COMMUNITY WITH THE RIGHT DECISIONS THE RESIDENTS HAVE ASKED HIM DO FOR US. NOW IT IS TIME FOR THE RIGHT THING TO HAPPEN HAVE THE CLAYTON CITY COUNCIL DO THE RIGHT THINK AND MOVE JEFF TO BE OUR VICE MAYOR. STOP THIS PETTY STUFF. DO WHAT IS RIGHT.....,

DAVE AND ARLENE SKUBA

1278 EASLEY DR

CLAYTON CA

Jim Diaz

From: James Diaz <jimdiaz2002@pacbell.net>
Sent: Monday, December 14, 2020 8:14 PM
To: James Diaz
Subject: Action of Clayton City Councilmembers

Sent from my iPhone

Begin forwarded message:

From: James Diaz <jimdiaz2002@pacbell.net>
Date: December 6, 2020 at 7:49:40 PM PST
To: "Frank Gavidia, CFP" <frank.for.clayton@gmail.com>, Gary Hood <gary@worksolutions.com>
Subject: Action of Clayton City Councilmembers

Frank:

Gary:

FYI - I will respond to Ms. Jakel tomorrow.

Jim Diaz

From: Dee Jakel <rdjakel@sbcglobal.net>
Date: December 6, 2020 at 6:03:44 PM PST
To: jdiaz@ci.clayton.ca.us
Subject: Action of Clayton City Councilmembers

As a 45 year resident of Clayton and former Planning Commissioner I am revolted by the shameful behavior of council members Wolfe, Cloven and Tillman at the December 1st meeting where they took an action that is further dividing our little town. Clayton has always been a town of traditions and those those traditions are what make Clayton unique. Perhaps these people need to have a better sense of our history. To pass over Vice Mayor Wan and appoint someone who was not the person in line to become mayor is truly shameful.

I was not or am not a member of any group supporting one group or another. After reading Mr. Cloven's very long statement on Nextdoor I feel he needs to do a little self reflection.

The regrettable decision made on December 1st can be rescinded and corrected by appointing Councilman Wan Mayor of Clayton. Admitting a gross mistake and moving forward would "be the right thing to do" for all of Clayton and it's

citizens. If everyone in Clayton were aware of these actions they would be appalled. Remember you are there to serve ALL of Clayton.

I would like to have my comments read into the minutes in their entirety at the next council meeting, December 15th.

Deanna (Dee) Jakel

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:14 PM
To: James Diaz
Subject: City Council reversal

Sent from my iPhone

Begin forwarded message:

From: pjgreenbay@yahoo.com
Date: December 7, 2020 at 9:44:33 AM PST
To: jdiazsr@pacbell.net, jdiaz@ci.clayton.ca.us
Subject: City Council reversal
Reply-To: "pjgreenbay@yahoo.com" <pjgreenbay@yahoo.com>

Jim, I am disgusted by the divisive action taken by the Councilmembers Wolfe, Cloven, and Tillman at the December 1st meeting (the first meeting for Cloven and Tillman) and I am asking that you read into record my entire comments at the December 15th City Council Meeting during public comment. By Vice Mayor Jeff Wan not being voted in by the Council to the role of Mayor for year 2021, it shows that there is a hidden agenda by the majority of the City Council that is NOT in line with the majority of Clayton. The major promises of Cloven and Tillman during their campaigns (bringing the community back together and inclusion) have turned out to be false promises after their very first meeting. To not vote Jeff Wan in as Mayor for 2021, who has been the most informative and honest City Councilmember, as well as most deserving, shows we are not on same page as a community. By voting in Wolfe and Cloven, and ignoring our most viable candidate, who also happens to be a minority shows there is extreme division in our community.

Mayor Wolfe and members of the city council, it's time for you to "DO THE RIGHT THING" and reverse your decision and appoint Jeff Wan as mayor.

Thank you

Paul Jordan

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:10 PM
To: James Diaz
Subject: Recall of the vote for Mayor and Vice Mayor positions serving the City of Clayton

Sent from my iPhone

Begin forwarded message:

From: Nancy King <nancyv.king@yahoo.com>
Date: December 9, 2020 at 6:22:49 AM PST
To: jdiaz@ci.clayton.ca.us
Subject: Recall of the vote for Mayor and Vice Mayor positions serving the City of Clayton

Dear Mr. Diaz:

I'm respectfully requesting you read my message below in its entirety, at the upcoming December 15th Clayton City council meeting. If this request presents a problem of any kind, please advise me in advance of the meeting. Thank you!

Dear Mr. Mayor and Mr. Vice Mayor and Council members representing our City of Clayton:

I'm beyond disgusted and disappointed at the "ramrodded" elections and voting process which resulted in overlooking the experience and tenure of both Jeff Wan, who's service as Vice Mayor has been beyond reproach as well as Jim Diaz, who has dedicated his time and talent to represent the word and will of the citizens of Clayton and instead place two newly elected and inexperienced Council members as Mayor and Vice Mayor respectively.

It has been the protocol of our council for many years for the Vice Mayor to elevate to Mayor and the most senior Council members to be considered, nominated and elected as Vice Mayor. Clearly, that's not what happened this time around. As a 34 plus year citizen of Clayton, I'm demanding the recall and revote of the positions of Mayor and Vice Mayor. Jeff Wan has earned the respect of our citizens with his tireless work in all areas concerning the issues facing Clayton and it's taxpayers and as such should step forward as Mayor. Jim Diaz has mirrored the dedication of Jeff Wan in his efforts to protect the building and growth plans with his experience common sense and thoughtful approach to preserving our city and the vision of the citizens he serves.

It seems to me, that the newly elected Council members need to observe, serve and learn before being elevated to the leadership roles on our council. By following established protocols, they might be better qualified and suited to leadership positions at a later date.

Respectfully,

Nancy King
607 Pinot Court
Clayton, Ca 94517

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:13 PM
To: James Diaz
Subject: Dec 15 City Council Meeting: public comment

Sent from my iPhone

Begin forwarded message:

From: Masha Rosenthal <mazzierose@comcast.net>
Date: December 7, 2020 at 11:28:49 AM PST
To: jwan@ci.clayton.ca.us, jdiaz@ci.clayton.ca.us
Subject: Dec 15 City Council Meeting: public comment

Council member Diaz and Council member Wan,

I am appalled, dismayed, disappointed, saddened, and yes, outraged at the divisive action taken by the Council members Wolfe, Cloven, and Tillman at the December 1st meeting.

I am asking that you read into record my entire comments at the December 15th meeting during public comment. The Clayton community has a right to know the petty vindictive actions taken against Council member Jeff Wan.

Mr. Mayor and members of the city council - **I am demanding the appointment of Jeff Wan as Mayor.**

Jeff has demonstrated the intelligence and passion for governing our city. He has utmost patience and values transparent communication so that our citizens understand the issues we deal with.

Sincerely,
Masha Rosenthal
6020 High St.
Clayton, CA 94517

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:13 PM
To: James Diaz
Subject: Mayoral Choice

Sent from my iPhone

Begin forwarded message:

From: Irene Cleary <icleary@comcast.net>
Date: December 7, 2020 at 12:19:48 PM PST
To: jdiaz@ci.clayton.ca.us
Subject: Mayoral Choice

Dear Councilmember Diaz,

The City motto is... Do The Right Thing... Clearly our newly elected Council Members are not aware of this. To break with so many years of Precedent and not elect the Vice Mayor to the Mayor's position is appalling. There seems to be a bit of collusion on the part of Council Members Cloven, Wolfe, and Tillman. I believe this should be read into the record at the Dec. 15 meeting. The Clayton Community has the right to know why this divisive action was taken. Jeff Wan has served with distinction and integrity. His only goal is to protect this City . He keeps everyone informed about the things that are important. Is it just because he has a different vision for Clayton? One that is held by a majority of the residents? Whatever the reason, the action that was taken, by not appointing Jeff as Mayor was shameful.

I felt the need to state my opinion since it is also the opinion of so many of our citizens.

Sincerely,
Irene Cleary

13

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:13 PM
To: James Diaz
Subject: Clayton Mayor

Sent from my iPhone

Begin forwarded message:

From: DENISE WEBER <dwebe@sbcglobal.net>
Date: December 7, 2020 at 12:52:20 PM PST
To: jdiaz@ci.clayton.ca.us, jwan@ci.clayton.c.us
Subject: Clayton Mayor

I am very disgusted at the action taken by the council members Wolfe, Cloven & Tillman at the December 1st meeting and I am requesting you to read & record my comments at the December 15th meeting during public comments. The Clayton community has a right to know the petty vindictive actions taken against Councilmember Jeff Wan. I feel very strongly that the City Council reverse their decision and appoint Jeff Wan as mayor.
Denise Weber

Sent from my iPhone

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:12 PM
To: James Diaz
Subject: Jeff Wan

Sent from my iPhone

Begin forwarded message:

From: Gary Stanoff <garysmft@gmail.com>
Date: December 7, 2020 at 4:08:22 PM PST
To: jdiaz@ci.clayton.ca.us

I see what happened to Councilman Wan..im not happy about it. What can be done to rectify this?

Regards

Gary Stanoff
140 Regency Dr.

15

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:12 PM
To: James Diaz
Subject: Jeff Wan for Mayor

Sent from my iPhone

Begin forwarded message:

From: Tod Taylor <ttaylor_23@hotmail.com>
Date: December 7, 2020 at 4:34:23 PM PST
To: jdiaz@ci.clayton.ca.us
Subject: Jeff Wan for Mayor

Councilmember Diaz, I am upset at the divisive action taken by the Councilmembers Wolfe, Cloven and Tillman at the December 1st meeting and I am asking that you read into record my entire comments at the December 15th meeting during public comment. The Clayton community is upset by this action taken against Councilmember Jeff Wan. This vindictive move will further separate and divide us in a time where we should be coming together.

Mr. Mayor and members of the city council, I am requesting that the city council reverse their decision and appoint Jeff Wan as Mayor.

Councilmember Wan has the character, competence, and the dedication to serve this city at a level I have not personally witnessed in my 25 years of being a Clayton resident. He listens to his constituents and strives for transparency in the decisions that affect our town.

Jeff spends time compiling information/data for our community and putting it out there for all of us to absorb and learn from. Jeff serves with honor, integrity, transparency, ethics, and has shown that he will "do the right thing".

Jeff is the most prepared, thoughtful, and objective council member. He has served as Vice Mayor and has the experience and community support to make this transition. I'm grateful for his service and representation.

I think everyone realizes the misstep that was committed. Please do the right thing and appoint Jeff Wan as Mayor.

Thank you for your time,

Tod Taylor

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:11 PM
To: James Diaz
Subject: Reversing the vote from CW to Jeff Wan for Mayor 2021

Sent from my iPhone

Begin forwarded message:

From: Cary Vanderlip <crvande@pacbell.net>
Date: December 8, 2020 at 11:59:43 AM PST
To: jdiaz@ci.clayton.ca.us, crvande@pacbell.net
Subject: Reversing the vote from CW to Jeff Wan for Mayor 2021

December 8, 2020
Clayton, California

Clayton City Councilman Diaz,

I am contacting you about the politically motivated travesty that took place at the Clayton City Council meeting December 1, 2020, that denied Jeff Wan his rightful move from Vice Mayor to Mayor on the absurd claim of Jeff's support for a current Planning Commissioner's candidacy. This action smacks of divisive campaign retribution.

I also demand that the Council reverse its ill intended and malicious previous vote and install Jeff Wan to his rightful position of Mayor for the 2021 term.

Please read my comments into the record during the December 15th council meeting during public comments. The Clayton community needs to know about the childish maneuver taken by Council members Tillman, Wolfe and Cloven, where they eliminated the basic tenet of fairness and the general historical procedure with their apparent racist vote against Jeff Wan.

The citizens of Clayton are well aware of Jeff's many attributes including: attentiveness and actions to help the citizens, communication skills with more clarification and transparency than we've ever had and his marvelous intellect, giving us great confidence in his service. Lastly but very important, this reversal would go a long way to heal and unify the community moving forward.

Thank you for your service to Clayton,

Cathy Vanderlip

Jim Diaz

17

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:11 PM
To: James Diaz
Subject: Please read at the next City Council meeting during the Public Comment section.

Sent from my iPhone

Begin forwarded message:

From: Karen Case <karenacase@gmail.com>
Date: December 8, 2020 at 12:43:18 PM PST
To: jdiaz@ci.clayton.ca.us
Subject: Please read at the next City Council meeting during the Public Comment section.

Dear Council Member Diaz:

I would like my comments read during the next City Council meeting. I congratulate you and the other candidates for the Council for winning the election. You are now all our Team, our representatives who we trust to make competent and ethical decisions for our town.

I was shocked and disgusted by the action at the last Council meeting when our Vice Mayor Wan was passed over for the post of Mayor. It is wrong on many levels and does not follow our tradition, Robert's Rules of Order, or precedent set by historical decorum. It made me wonder what the reason could be for this wrong-headed decision. If this was a political move to overlook an incumbent council member, then was it done to punish Mr. Wan because he previously had voted against the Olivia Project? How petty would that be? You can't have a difference of opinion anymore? It doesn't seem proper to vote Mr. Cloven to the Mayor's chair because he is so new to the Council. Why would Mr. Cloven allow this to happen?

I am requesting that the City Council reverse their decision and please appoint Jeff Wan as Mayor in order to correct this failure of judgment. How can you be on the same Team as council members when 3 of you have colluded in this bad decision and is unbecoming of civil people? How would you feel to have had this action done to you? Please show some humility and do the right thing as a gesture of wisdom and grace.

Sincerely,
Karen Case
Clayton, CA

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:10 PM
To: James Diaz
Subject: Jeff Wan for Mayor

Sent from my iPhone

Begin forwarded message:

From: Elizabeth Williams <elizabethw9@aol.com>
Date: December 8, 2020 at 7:48:09 PM PST
To: jdiaz@ci.clayton.ca.us
Subject: Jeff Wan for Mayor
Reply-To: Elizabeth Williams <elizabethw9@aol.com>

Mr. Mayor and Members of the City Council,
I am requesting that the city council reverse their decision and appoint Jeff Wan as Mayor. Please do not change the character of our town by ignoring manners and common courtesy. Your time will come soon enough. Please give Jeff Wan the opportunity to serve as Mayor. Respectfully Yours, Elizabeth Williams,
Dana Hills

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:10 PM
To: James Diaz
Subject: Request to do the Right Thing

Sent from my iPhone

Begin forwarded message:

From: jeffrey weiner <jeffw1206@yahoo.com>
Date: December 9, 2020 at 8:15:35 AM PST
To: Jeff Wan <jwan@ci.clayton.ca.us>, jim diaz <jdiaz@ci.clayton.ca.us>
Subject: Request to do the Right Thing

Councilmembers Wan and Diaz

I am so mad at the divisive action taken by the Councilmembers Wolfe, Cloven and Tillman at the December 1st meeting and I am asking that you read into record my entire comments at the December 15th meeting during public comment. The Clayton community has a right to know how anti inclusive and vindictive are the actions taken against Vice Mayor Jeff Wan.

Mr. Mayor and members of the city council, I am respectfully requesting that the city council reverse their decision and appoint Jeff Wan as Mayor. He has proven that he deserves this position and will go a long way toward healing our community.

Mr. Wan is a dedicated leader. He campaigned 2 years ago on transparency and listening to the residents. He has kept his promises.

He started a process to keep us informed. He always gave notice of and updates of Council meetings, both on Nextdoor and via emails. Before the meetings, he asked for input from residents. His mode of operation is to get input from residents. More specifically, when the residents of Regency and Rialto gave the previous City Council the petition for relief from all the problems caused by mainly out of towners who would use our neighborhood as a free parking lot, no action had been taken on our permit petition. Jeff was elected and within 2 months he introduced a motion to act on the petition. Within a few months, we had relief. That's what action looks like. Not hollow words like others. Thanks Jeff for doing what you campaigned on.

I am shocked that 2 nubbies (Tillman and Cloven) took these actions in their first Council Meeting after a very contentious election. I have been in Clayton over 40 years and this was a power grab like never before.

I am disappointed in Mr. Wolfe. He was an pro active Councilmember in our parking problems. He worked collaborative with both the residents and Mr. Wan. Without his support, we would not have been successful. We are very grateful to him for his leadership. We had an ally in Mr.

Wolfe who also had campaigned on openness. I felt he had our backs but now I'm concerned he hitched his wagon to alternative motives.

Thank you for listening
Jeff Weiner

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:09 PM
To: James Diaz
Subject: Divisive city council behavior

Sent from my iPhone

Begin forwarded message:

From: theggie@aol.com
Date: December 11, 2020 at 5:32:18 PM PST
To: jdiaz@ci.clayton.ca.us
Subject: Divisive city council behavior
Reply-To: theggie@aol.com

Councilman Diaz

I feel that I cannot remain silent on this issue. My husband and I were appalled at the divisive behavior of the city council by appointing CW Wolf as mayor and Peter Cloven as vice mayor. Is this a sign of the climate to come for Clayton?

What happened to Councilman Jeff Wan should never happen to anyone. Holly Tillman, Peter Cloven and CW Wolf engaged in despicable behavior. We are positive there are many residents of Clayton that are upset they voted for these individuals. During CW Wolf's time on the city council, he has never bothered to send out any emails relaying to the citizens of Clayton what transpired in city council meetings. His rare emails were worthless pieces of communication and never really informative. Please help to make this right. Jeff Wan is our mayor! and NOT CW Wolf. Shame on these city council members.

Toni and Doug Hegemier

We hope you and the family are safe and well!

Much like several others, we are appalled at the actions taken by the newly appointed members of the council with respect to the mayor's position. We knew that these progressive group of newbies would be detrimental to those of us that enjoy the current quality of life...we just

didn't think it would start
day one.

We would greatly
appreciate it if you read
this letter into record at
the upcoming council
meeting.

Much appreciated!

Tom & Shari Cianfrano

<Council letter.docx>

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:09 PM
To: James Diaz
Subject: Jim Diaz, Please read my letter at the Dec 15 Council Meeting

Sent from my iPhone

Begin forwarded message:

From: LindaJean Cruz <lindajeancruz@gmail.com>
Date: December 11, 2020 at 8:04:17 PM PST
To: jdiaz@ci.clayton.ca.us
Cc: the accountant <Jeff.wan@gmail.com>
Subject: Jim Diaz, Please read my letter at the Dec 15 Council Meeting

To Clayton City Council,

I want to express how disgusted I am with the first meeting of the new Clayton City Council where Jeff Wan was passed over as Mayor of Clayton. Clayton's motto is "DO THE RIGHT THING." How can you feel good about what you have done? This was such a divisive action and CW says he wants to "Unite?" I am so disappointed in Peter Cloven who before the election sounded so righteous and after winning comes across in his writings so vindictive and hateful. If CW and Cloven were sincere, I believe they (and Holly Tillman, too) would have done the RIGHT THING and placed Wan and CW as Mayor and Vice Mayor respectively. Right now, all I can see is hypocrisy with their actions. Cloven certainly isn't listening to all the people as he said he would.

What negativity did Jeff do? If you are against Jeff because he endorsed Frank Gavidia, that is ridiculous. Are the new Clayton City Council members part of that "Cancel Culture?" Jeff Wan is the first council member I can recall in my over 40 years living in Clayton who was transparent. He researched, explained, truly reached out and was down to earth toward the residents

I never hated anyone running for office. I may have disagreed with their agenda, but when any candidate wins, I accept that person and think let's give him/her a chance to see what he/she can do. Right now, I have a tough time thinking positive about CW and Cloven and apparently there

are many people sorry they voted for Cloven this election as his first action has shown the opposite of what he portrayed himself to be.

Jeff Wan should be Mayor and CW should be Vice Mayor of Clayton. Now that is a diversity, a check and balance. I hope you will correct your error if you truly wish to unite and reverse your decision and do the honorable and RIGHT THING and place council members Wan and Wolfe in their rightful positions as Mayor and Vice Mayor respectively.

Linda Cruz

40+ year Easley Estates resident & Clayton volunteer

--

Sincerely,

Linda CRUZ

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:08 PM
To: James Diaz
Subject: To whom it may concern on the city Council,

Sent from my iPhone

Begin forwarded message:

From: Dane Horton <dsldane@aol.com>
Date: December 13, 2020 at 11:20:13 AM PST
To: jdiaz@ci.clayton.ca.us, jwan@ci.clayton.ca.us
Subject: Fwd: To whom it may concern on the city Council,
Reply-To: Dane Horton <dsldane@aol.com>

Jim, we would like the following letter read at the city council on Dec 15th when they meet.

To whom it may concern on the city Council,

Something has gone terribly wrong in Clayton and it needs to be corrected. We cannot sit back and watch as Jeff Wan is cheated out of his rightful position as mayor. Jeff has proven himself honest, diligent, transparent and communicative. By our longstanding traditions he has earned and deserves the post as mayor. He does not deserve to be punished and humiliated by junior council members without any discernible leadership skills, much less any desire to fight for our city's long-standing heritage and traditions.

Peter Cloven has described more than half of the participating Clayton voters as part of (and I quote) "a ruthless election, caustic campaigning, labels, lies, twisting of truth and appalling". Further insults include "coordinated despicable effort" by those who voice their opinions or went door to door with what he calls "out right lies and misinformation".

Not only is this attitude an insult to the people who voted against Cloven, but it has now been made worse because Cloven has accepted the position of vice mayor which he is not entitled to and is unfit for due to the hateful bias he has shown for half the population of Clayton.

What the council has done may be legal, but it certainly is not doing the right thing. Cloven admitted to Jim Diaz that he refused to vote for Jeff because Jeff supported the opposition. This brazen show of moral superiority is Cancel Culture at its very worst and harmful for every citizen of Clayton.

Jeff has done an admirable job keeping the citizens informed and engaged. He has exceeded expectations in being both competent and motivated enough to come up with ideas to maintain Clayton's heritage, history, aesthetics and all that keeps Clayton the precious "live and let live" community that attracted us here in the first place. Having lived here 45 years, we have not until recently desperately needed to have a mayor who will stand up, be a leader, and fight back against Sacramento and the monstrosities it has planned to ruin the future for our small town way of life. We cannot continue as a community to constantly live in fear of Sacramento.

We are asking to reverse the council's decision and to vote in Jeff Wan as mayor immediately.

Sincerely,

Dane and Kahni Horton

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:07 PM
To: James Diaz
Subject: My remarks About the Mayor Position

Sent from my iPhone

Begin forwarded message:

From: Larry Shulman <larryshulman@earthlink.net>
Date: December 13, 2020 at 11:43:09 AM PST
To: jdiaz@ci.clayton.ca.us, jwan@ci.clayton.ca.us
Subject: My remarks About the Mayor Position

Here are my comments directed to Peter and CW regarding the outrageous appointments for mayor and vice mayor.

You are not entitled to punish fellow council members because you disapprove their campaign methods. And you certainly don't get to interfere with any council member who was selected by the voters to be a full participation member of council, including rotation in leadership positions. This is reprehensible behavior, and Jim Diaz is right. Jeff Wan was elected by the voters to be a full council member. You have absolutely no right to diminish his service to Clayton. There will be repercussions for demanding only your standards are acceptable. No one else is accountable to your moral compass, which appears to be very flawed.

Your statement is all about rationalizing your actions.

And you have the nerve to say you stand stand by your ethics and principles? Is fairness to others excluded?

You promised during your campaign to be inclusive and fair. Not even a week into your term and you already broke your promise.

Beyond the harm done to Jeff Wan, Peter's statement shows an intent to quash constitutionally protected political speech that he doesn't like. This is a very precarious position for an elected official, which I believe he is about to learn.

Negative campaigning and yes, even hostile campaigns are germane to American politics. Jim Diaz was spot on when he told Peter that he needs a thicker skin.

Larry Shulman
3087 Windmill Canyon Drive
Clayton CA 94517
(925)524-0879

25

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:06 PM
To: James Diaz
Subject: Please read at 12/15 City Council on my behalf

Sent from my iPhone

Begin forwarded message:

From: jmw42n81 <jmw42n81@gmail.com>
Date: December 13, 2020 at 9:04:36 PM PST
To: jdiaz@ci.clayton.ca.us
Subject: Please read at 12/15 City Council on my behalf

Dear Councilmember Diaz,

I'm appalled by the divisive action taken by Councilmembers Wolfe, Cloven and Tillman at the 12/1/2020 City Council meeting, and I'm asking that you read and put into record my entire comments below at the 12/15/2020 meeting during public comment. The Clayton community has a right to know the virtually unprecedented -- and seemingly vindictive -- actions taken against Councilmember Wan.

"Mr. Mayor and members of the City Council, I am strongly urging that Clayton City Councilmembers reconsider and reverse their recent decision and appoint Jeff Wan as Mayor. The reasoning put forth for not doing so, as well as the optics, are not good and send a message to Clayton residents that the Council is irrevocably fractured.

Based on City Council precedent, councilmember Wan is next in line for mayor. Most importantly, he is clearly qualified and ready to assume the role.

Please make a decision to help heal Clayton and follow the mayoral appointment process set forth by prior City Councilmembers.

Thank you.

Sincerely,

Clayton resident Joanna Welch"

26-1

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:07 PM
To: James Diaz
Subject: Council Comments Regarding Jeff Wan

Sent from my iPhone

Begin forwarded message:

From: pamelawalcutt62@aol.com
Date: December 13, 2020 at 1:07:45 PM PST
To: jdiaz@ci.claytonca.us
Subject: Council Comments Regarding Jeff Wan
Reply-To: pamelawalcutt62@aol.com

Councilmember Diaz I am saddened at the divisive action taken by the Councilmembers Wolfe, Cloven and Tillman at the December 1st meeting and I am asking that you read into record my entire comments at the December 15th meeting during public comment. The Clayton community has a right to know the petty vindictive actions taken against Councilmember Jeff Wan.

Mr. Mayor and members of the city council I am requesting that the city council reverse their decision and appoint Jeff Wan as Mayor.

I am writing this to voice my extreme disappointment with the results of the December 1st re-organization of the Clayton City Council. As the wife of a former councilmember and mayor, I understand how this process should work and when it does work, the fairness of it. This time, it was nothing short of a mockery of fairness and decency completely overlooking qualifications.

The first time I heard Jeff Wan speak was at the council debate when he was running for city council in 2018. As I listened, I was impressed with his articulation, knowledge, and understanding of local government. It was obvious, this is a man that does his research before he speaks. When delivering his message, he was incredibly humble and respectful of his peers, yet knowledgeable and firm. Admirable qualities for a councilmember one would think. Several others (which will remain nameless) were not. In fact, they appeared uninformed and at times laughable. I think one of them thought comedy was part of the show.

This recent campaign was much more angry, accusatory and divisive. Meetings and debates were viewed on computer screens (when people were able to log on) with councilmembers and candidates compartmentalized in small squares. Hard to get the real picture-weird!

We have an intolerable situation going in our city that includes bullying and intimidation that needs to stop. And frankly, a lot of citizens are awaking to this fact and have literally had it.

I was once again awed by Jeff Wan's humble professional command of the meeting (which he officiated as Vice Mayor) and the respectful manner in which he addressed his peers. I can only imagine what Jeff must have felt as the verdict was read-a knife in the back. However, Jeff doesn't answer to the Wolfe Pack. He answers to the citizens of Clayton. The injustice done to this well deserving community servant must be corrected.

These actions have become shameful and embarrassing to the city of Clayton and the citizens of which you represent and serve.

The bullying, shaming and canceling of differing opinions have no place in harmonious coexistence.

Maybe we should revisit the six values of "The Do The Right Thing Campaign" Clayton has established: Respect, Kindness, Integrity, Responsibility, Courage, Self-Discipline. Oh maybe one more-Honesty.

"Walk your talk", REVERSE YOUR DECISION and appoint Jeff Wan as Mayor.

Respectfully,

Pamela Walcutt

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:06 PM
To: James Diaz
Subject: Jeff Wan

Sent from my iPhone

Begin forwarded message:

From: "Susie." <susie_dawes@yahoo.com>
Date: December 14, 2020 at 11:07:10 AM PST
To: jdiaz@ci.clayton.ca.us
Subject: Jeff Wan

Dear Clayton Council ,

We are asking to reverse the council's decision and to vote in Jeff Wan as mayor immediately.

Sincerely,

Tim and Susie Dawes

Jim Diaz

From: James Diaz <jdiazsr@pacbell.net>
Sent: Monday, December 14, 2020 8:05 PM
To: James Diaz
Subject: Mayor Vote

Sent from my iPhone

Begin forwarded message:

From: Andrea Hecht <akhecht@gmail.com>
Date: December 14, 2020 at 11:24:50 AM PST
To: jdiaz@ci.clayton.ca.us
Subject: Mayor Vote

Councilmember Diaz ,

I am appalled at the divisive action taken by the Councilmembers Wolfe, Cloven and Tillman at the December 1st meeting and I am asking that you read into record my entire comments at the December 15th meeting during public comment. The Clayton community has a right to know about the divisive actions taken against Councilmember Jeff Wan and the people who supported him and others that agreed with him in the last election as noted by Councilmember Cloven's public comments made in Facebook and NextDoor posts. Mr. Mayor and members of the city council I am demanding that the city council reverse their decision and appoint Jeff Wan as Mayor. Councilmembers Wolfe, Cloven and Tillman openly defied historical procedure in the last vote for Mayor. Their actions not only further divided the community, but the lack of discussion at the last council meeting regarding the nominations and votes are incredibly concerning for those of us who value transparency at a council level.

Thank you,
Andrea Hecht
317 Saclan Terrace
Clayton, CA

Jim Diaz

To: jimdiaz2006@pacbell.net
Subject: Council email

As a former candidate it seems to me to be counter-productive if I were to publicly complain about results and the resulting "coup". Even though, the hypocrisy of these actions is clear, it nevertheless is the authority that has been elected and we must live with (Romans 13).

That's not to say that we should not be diligent as I plan to be, and when we see their corruption as has been in the past with the malfeasance of funds in the various assessment districts; I will be quick to identify and point out. (Anecdotally I have already noticed occurrences in some areas and no the work will not be done by fiscal year's end). And, I have personally warned Cloven and he will be held to public account as far as I am concerned.

Unfortunately both Tillman who is just naïve; and Wolfe who his clueless will do what they please, but maybe unlike dealing with the liars and the corruption of the likes of Lawrence, Geller, Hoffmeister, Pierce and especially Napper; we can expose these thieves for who and what they are and what they have been doing for years. This time, I predict it will be easy.

I will pray for the outcome and will continue to make my observations and will peak when appropriate in that you have my full support.

I have copied both Jim and Jeff so you will not have to explain my position to them.

Best of luck.

Glenn

Jim Diaz

From: Daniel and Janine Hammel <dandjhammel@att.net>
Sent: Thursday, December 17, 2020 1:03 PM
To: jimdiaz2006@pacbell.net
Subject: Re: Jeff Wan
Attachments: Letter to City Council re Jeff Wan.jpeg

Dear Mr. Diaz:

Attached is our letter regarding the action seating the Clayton Mayor.

Thanks for your recent concern and attention to this upsetting move.

Sincerely,
Daniel and Janine Hammel
Clayton CA

December 17, 2020

Clayton City Council

Clayton CA

To Whom it may concern:

The actions of the Clayton City Council at the 12/1/2020 meeting left us with an uneasy feeling about the tenor and questionable behavior of what is to come from this panel of city officials. Someone needs to explain the actual procedure of how the Mayor is selected, and if the action has an alternative method used for past decades, why it was abandoned by the three council members: Wolfe, Cloven and Tillman.

We expected to see Jeff Wan become Mayor of Clayton, but the vertigo-like confusion that ensued appeared as if the majority had pre-arranged the move. Body language and the lack of surprise by the majority was suspect and disconcerting.

Jeff Wan has taken the high road and thank goodness they didn't try to vote Jeff off the Council permanently.

Daniel and Janine Hammel

Clayton CA